

BEFORE THE WHATCOM COUNTY COUNCIL

IN THE MATTER OF VACATION OF
THE COUNTY ROAD KNOWN AS

THOMAS ROAD

PETITION FOR VACATION
OF PLATTED ROAD

Petitioned for by:

(RCW 58.17 AND 36.87)

CITY OF BELLINGHAM / FRANK AND PATRICIA IMHOF

et.al.

JON AND AUBREY KORNELIS, TRACY DRURY, PORT OF BELLINGHAM, DANA AND DIANA JOHNSON and NWROAD PROPERTIES, LLC

Pursuant to Whatcom County Ordinance No. 1-72, dated February 14, 1972, the undersigned and those signing attached petition, which bears signatures and property descriptions of five land owners residing in the vicinity of said road, request vacation of the county road hereinafter described, and agree with the statements below:

1. Petitioners are residents of Whatcom County and owners of real property in the vicinity of the road sought to be vacated.

Yes. The City of Bellingham owns the property to the north and south of Thomas Road and Frank and Patricia Imhof own on the north side.

2. The road sought to be vacated is legally described as follows:

ALL THAT PORTION OF THOMAS ROAD, AS DEDICATED ON BAKERVIEW ADDITION TO THE CITY OF BELLINGHAM, FILED FOR RECORD FEBRUARY 26, 1938, AND RECORDED IN VOLUME 7 OF PLATS, PAGES 40 THROUGH 45, RECORDS OF WHATCOM COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS: ALL THAT PORTION OF SAID THOMAS ROAD LYING BETWEEN THE EAST RIGHT OF WAY MARGIN OF BOXWOOD ROAD, AS DEDICATED ON SAID BAKERVIEW ADDITION PLAT AND THE CENTERLINE OF BENNETT ROAD, AS DEDICATED ON SAID BAKERVIEW ADDITION PLAT. EXCEPTING THEREFROM THE SOUTH 30.00 FEET OF SAID THOMAS ROAD ABUTTING BLOCK 39 OF SAID BAKERVIEW ADDITION PLAT. SITUATE IN WHATCOM COUNTY, WASHINGTON. CONTAINING 1.73 ACRES, MORE OR LESS.

3. The pertinent facts in support of this petition are:

The subject portions of Thomas Road are unused right of way and traverse extensive wetlands near Bear Creek making development of a road difficult.

4. The road to be vacated is useless as a part of the County road system and the public will benefit by its vacation and abandonment. The right of way is not presently constructed and their vacation will allow the City to add property to its wetland mitigation bank area as well as allowing abutting owners to include the vacated ROW into their ownerships.

5. Petitioners will pay all costs and expenses incurred by the Count in examination, report, notice and proceedings pertaining to this petition.

The City of Bellingham will pay the cost and expenses for the vacations.

6. A bond in the penal sum of \$790.00, payable to Whatcom County Treasurer, accompanies this petition.

Yes it does.

7. The application fee accompanies this petition.

Yes it does.

WHEREFORE, petitioners request the County Road Engineer to report upon this petition, that a hearing take place on this report, and that an order be entered vacating and abandoning said road.

CONTACT PERSON:

Analiene Burns

(COB Natural Resources - Habitat and Restoration Manager) Signed this 5th day of MAY, 2021.

Matt Gossett

(COB Real Property Manager)

Eric Johnston

(COB Public Works Director)

WHEREFORE, petitioners request the County Road Engineer to report upon this petition, that a hearing take place on this report, and an order be entered vacating and abandoning said road. (NOTE: A minimum of five signatures is required by law; see statement near the beginning of page 1).

PETITIONERS' NAMES: Property owned by petitioner (part of sec. or name of plat, see (lot), TWP, (Blk) Range):

CITY OF BELLINGHAM:

Assessor's Parcel Numbers: 380202 209221 0000, 380202 150361 0000,
380202 333346 0000

Legal: Ptn of the NE1/4 of SW 1/4 of Section 2, Township 38, Range 2 East W.M.
and Lots 3-8, in both Blocks 92 and 93 Baker View Addition and Lot A in
Block 92 of Baker View Addition.

Address: 104 W. Magnolia Street, Bellingham, WA 98225

SIGNATURE OF THE MAYOR, SETH FLEETWOOD:



A map of the road proposed to be vacated and surrounding properties, with each of the above signed petitioners properties indicated thereon, shall be attached to this petition in order for it to be accepted in the County Council Office.

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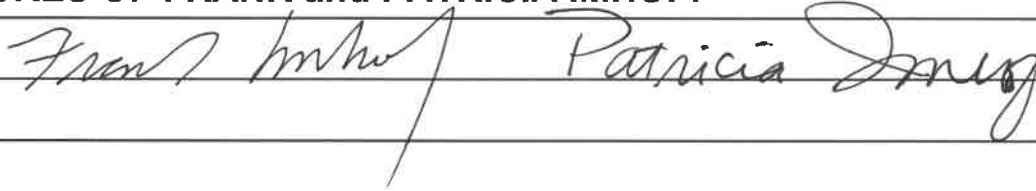
FRANK AND PATRICIA IMHOF:

Assessor's Parcel Number: 380202 197020 0000

Legal: The E 1/2 of the SW 1/4, and in the SW 1/4 of the SE 1/4, all in Section 2,
Township 38N, Range 2E, lying southwesterly of Northwest Road.

Address: 4525 Northwest Drive, Bellingham, WA 98226

SIGNATURES OF FRANK and PATRICIA IMHOF:

Handwritten signatures of Frank Imhof and Patricia Imhof.

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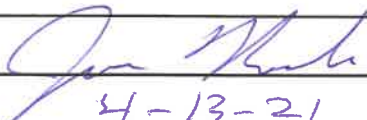
JON and AUBREY KORNELIS

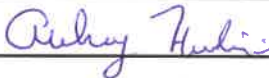
Assessor's Parcel Number: 380202 447237 0000

Legal: Bakerview Add to Bellingham - Lots 7-8 BLK 89 DAF-BEAP ON NLY LI
OF BLK 89 634.09 FT WLY OF NELY COR OF BLK 89 - TH SLY 627.30
FT TAP 633.72 FT FR ELY LI OF BLK 89 - TH WLY 331.87 FT TAP 626.60
FT FR NLY LI OF BLK 89 - TH NLY 626.60 FT TAP ON NLY LI OF BLK 89

Address: 4703 Aldrich Road, Bellingham, WA 98226-9683

SIGNATURES OF JON and AUBREY KORNELIS


4-13-21


4-15-21

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PETITIONERS' NAMES: Property owned by petitioner (part of sec. or name of plat, see (lot), TWP, (Blk) Range):


TRACY DRURY:

Assessor's Parcel Number: 380211 467546 0000

Legal: Lot 4 of the Jacobson short Plat as Recorded in Book 10 short Plats,
Page 36. Section 11, Township 38N, Range 2E

Address: 592 Trout Lake Drive, Bellingham, WA 98226

SIGNATURE OF TRACY DRURY:



A series of horizontal lines for a signature, with a handwritten signature in cursive script on the first line.

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(The Port of Bellingham acknowledges notification of the petitioner's intent to seek vacation of the county road or portion thereof.)


PORT OF BELLINGHAM:

Assessor's Parcel Number: 380203 425205 0000

Legal: Lease Area 29 Bellingham International Airport General - Specific Binding Site Plan as Recorded in Book 1, binding Site Plans, Page 64 - Bakerview Addition to Bellingham - All of Lot 10 - that portion of Lot 11, Block 100 defined as follows - Beginning at a point on the southerly line of Lot 11 which is 110 feet east of intersection of said southerly line. Section 3, Township 38N, Range 2E.

Address: XXXX Pacific Hwy., Bellingham, WA 98226

SIGNATURE OF THE PORT OF BELLINGHAM:

X  _____
Executive Director, Rob Fix

Date: 3/3/21

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DDJ INVESTMENTS, LLC (DANA and DIANA JOHNSON):

Assessor's Parcel Number: 380203 500077 0000

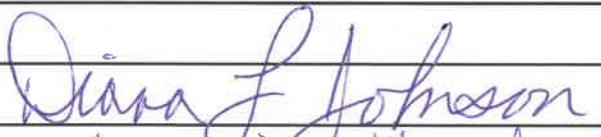
Legal: Bakerview Addition to Bellingham, Lot A, Block 97. Section 3, Township
38N, Range 2E.

Address: 928 Thomas Road, Bellingham, WA 98226

SIGNATURES OF DANA and DIANA JOHNSON:


Managing Member

2-1-2021


Managing Member

2-1-2021

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NWROAD PROPERTIES, LLC:

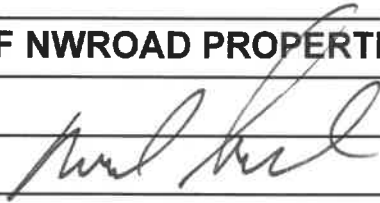
Assessor's Parcel Number: 380202 065211

Legal: Bakerview Addition to Bellingham Block 87

Address: 4719 Northwest Drive, Bellingham, WA 98226

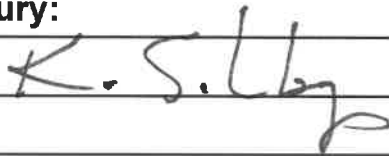
SIGNATURES OF NWROAD PROPERTIES, LLC:

Mark Salisbury:



2/10/21

Kathy Salisbury:



2/10/21

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Proposed Thomas Rd ROW Vacation



THOMAS RD ROW 30' Width

- THOMAS RD ROW 30' Width
- Co-Petitioner
- Supporting Property

N



Data Credits:
 [Roads] COB 2020
 [Streams] DNR 2005
 [Imagery] USDA NAIP 2017
 [Lidar] COB 2013

- Thomas Rd Vacation Area
- Bear Creek Mitigation Bank Boundary
- City Limits
- Streams
- Highways
- Major Roads
- Roads

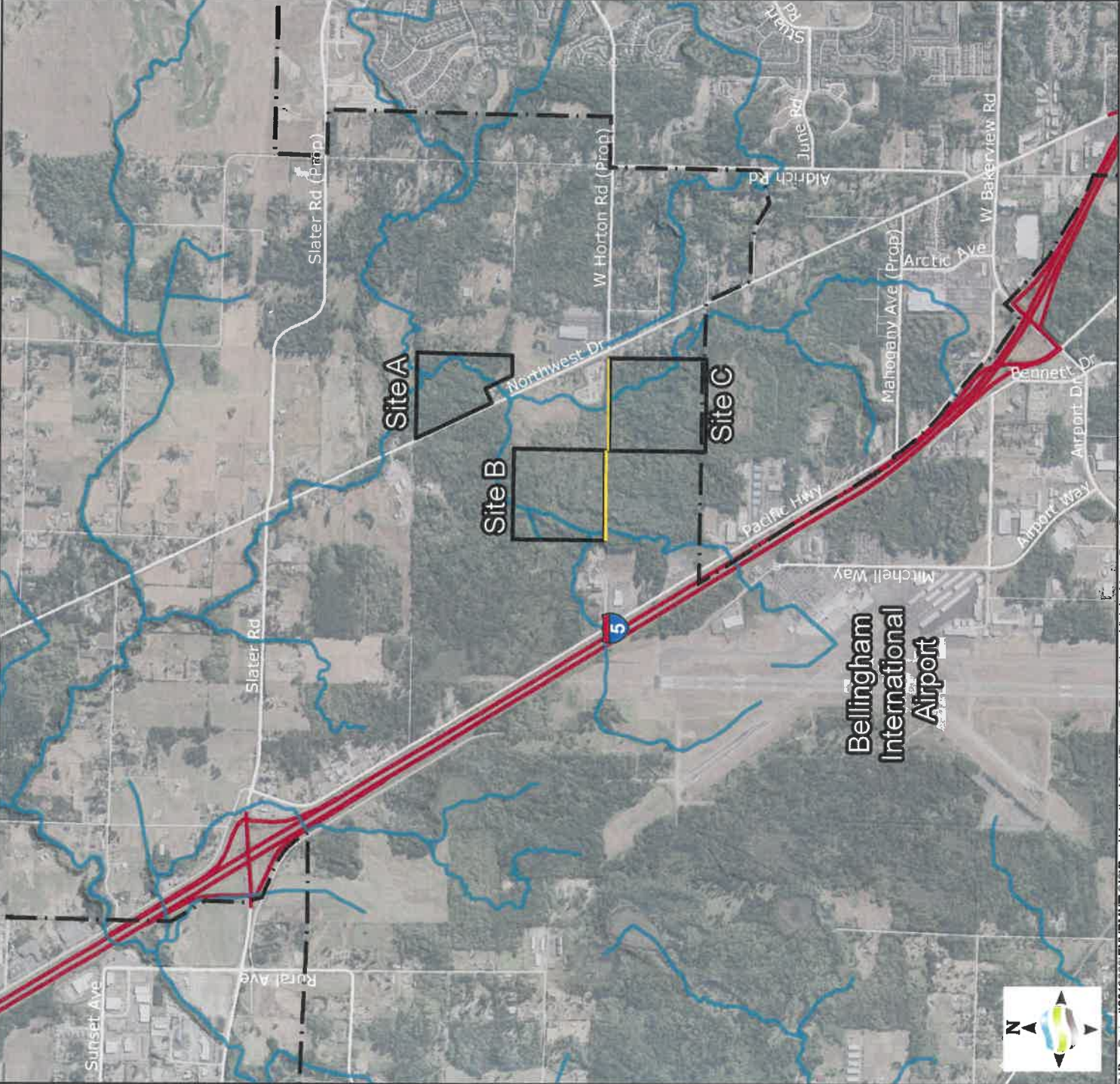
0 1,250 2,500 5,000
 Feet

1:24,000
 1 inch = 2,000 feet

ELEMENT SOLUTIONS
 909 Squalicum Wa Ste 111
 Bellingham, WA 98225
 info@elementsolutions.org
 Phone: 360. 671. 9172

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Figure 5
 Bear Creek Corridor Mitigation Bank
 Site Expansion
 Thomas Road Vacation
 Site Vicinity Map
 Date: 4/28/2023





Data Credits:
 [Parcels] Whatcom County 2020
 [Roads] COB 2020
 [Streams] NES 2019
 [Imagery] COB 2019
 [Lidar] COB 2013

- Thomas Rd Vacation Area
- Bear Creek Mitigation Bank Boundary
- City Limits
- Parcels
- Wetlands
- Native Growth Protection Easements
- Conservation Easements
- Streams
- 5ft-Contours

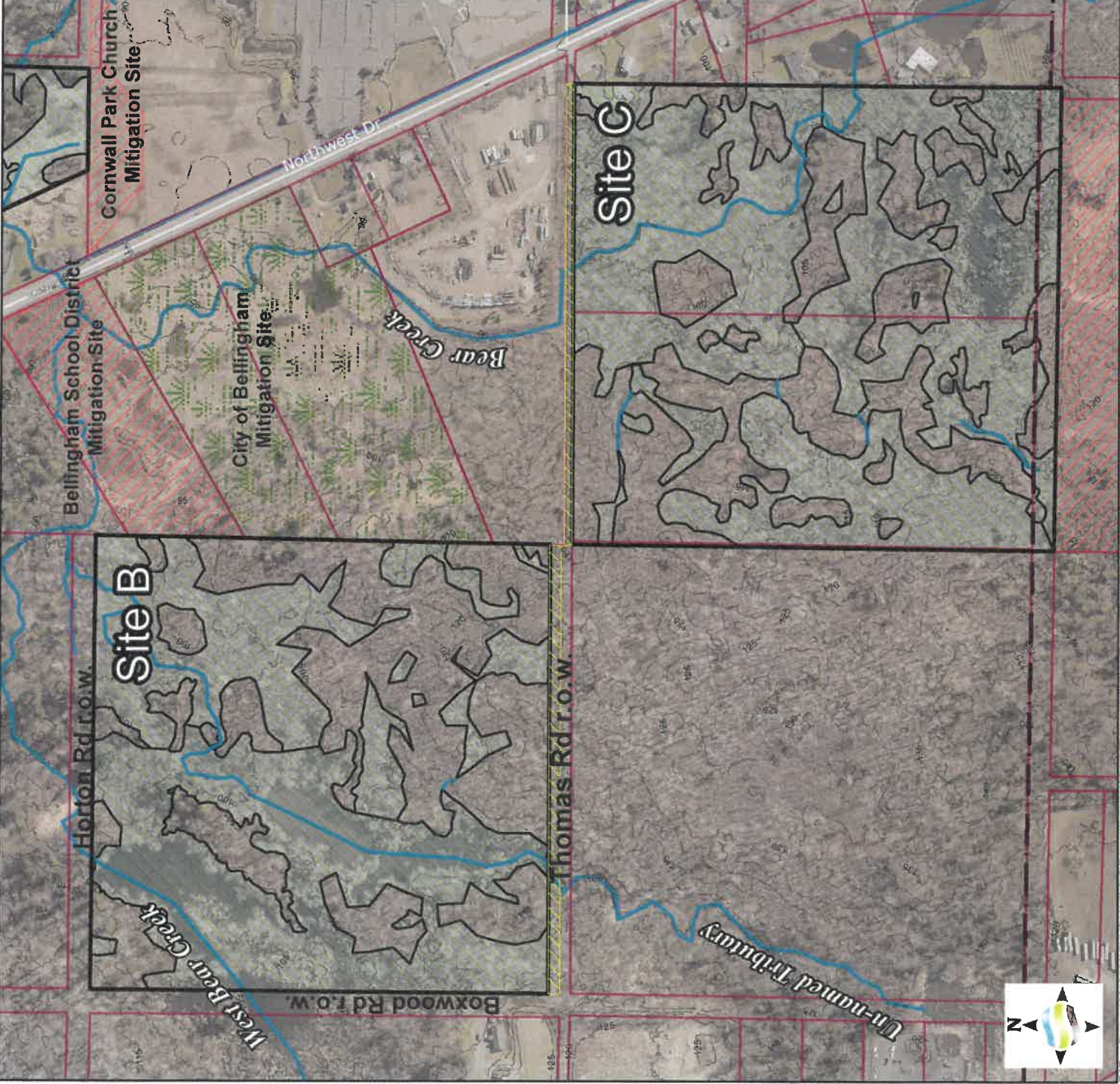
0 250 500 1,000
 Feet

1:4,800
 1 inch = 400 feet
 909 Squalicum Wa Ste 111
 Bellingham, WA 98225
 info@elementisolutions.org
 Phone: 360.671.9172



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Figure 6
 Bear Creek Corridor Mitigation Bank
 Site Expansion
 Thomas Road Vacation
 Existing Conditions Map
 Date: 4/27/2021





Pacific Surveying & Engineering, Inc

land surveying • civil engineering • consulting • environmental
909 Squalicum Way #111, Bellingham, WA 98225
Phone 360.671.7387 Facsimile 360.671.4685 Email info@psurvey.com

EXHIBIT 'A'

THOMAS ROAD VACATION

ALL THAT PORTION OF THOMAS ROAD, AS DEDICATED ON BAKERVIEW ADDITION TO THE CITY OF BELLINGHAM, FILED FOR RECORD FEBRUARY 26, 1938, AND RECORDED IN VOLUME 7 OF PLATS, PAGES 40 THROUGH 45, RECORDS OF WHATCOM COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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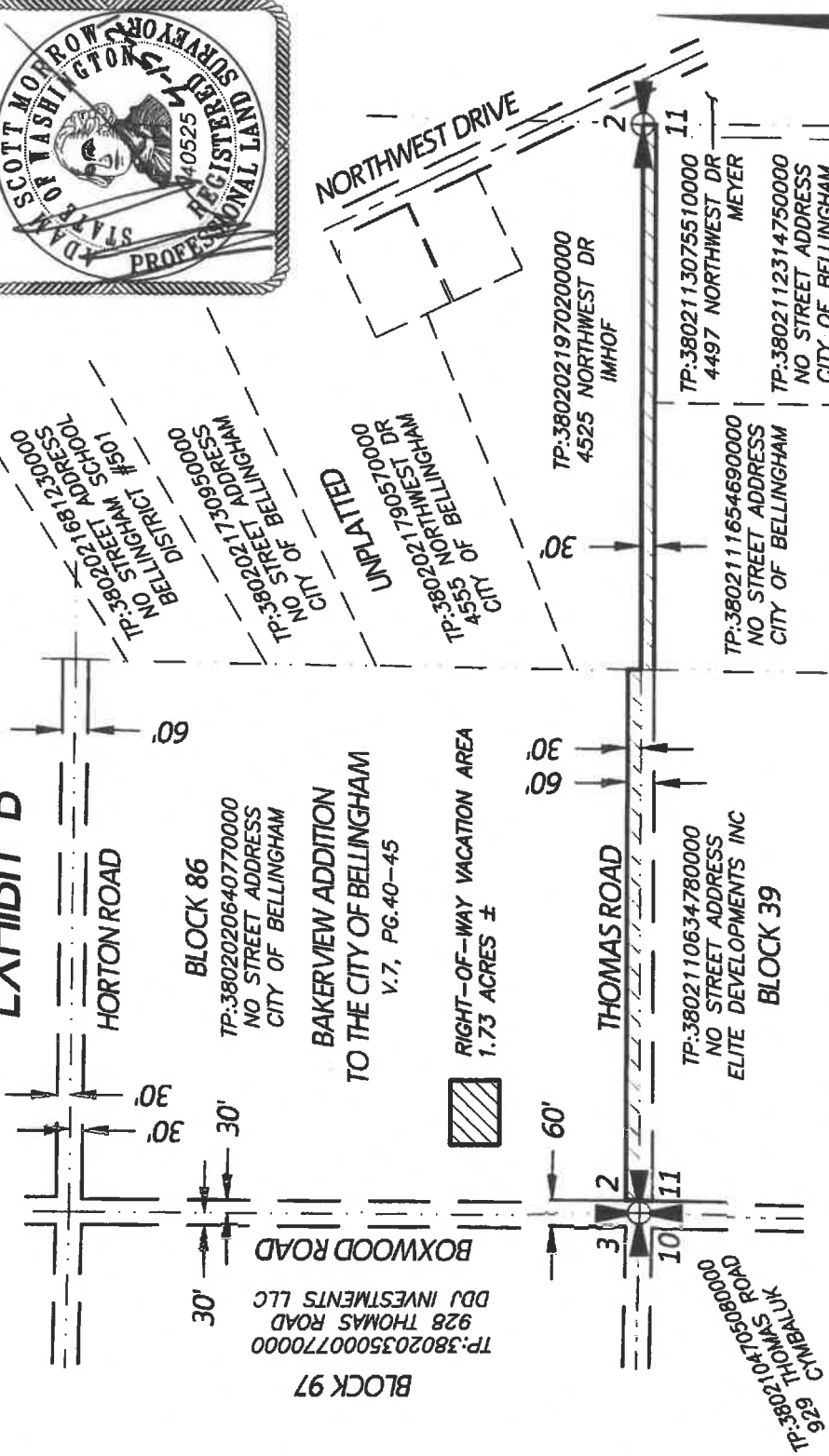
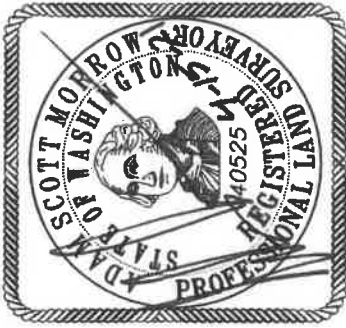
EXCEPTING THEREFROM THE SOUTH 30.00 FEET OF SAID THOMAS ROAD ABUTTING BLOCK 39 OF SAID BAKERVIEW ADDITION PLAT.

SITUATE IN WHATCOM COUNTY, WASHINGTON.

CONTAINING 1.73 ACRES, MORE OR LESS.



EXHIBIT 'B'



PACIFIC SURVEYING & ENGINEERING, INC.

909 Squallicum Way, Suite 111 | BELLINGHAM, WA 98225
 T: 360.671.7387 | F: 360.671.4685
 WWW.PSESURVEY.COM | INFO@PSESURVEY.COM

SITUATE IN A PORTION OF THE SW 1/4 OF THE SW 1/4 OF SECTION 2 AND A PORTION THE NW 1/4 OF THE NW 1/4 AND THE NE 1/4 OF THE NW 1/4 OF SECTION 11, TOWNSHIP 38 NORTH, RANGE 2 EAST, W.M., WHATCOM COUNTY, WASHINGTON

Legend

- City Limits
 - Urban Growth Boundary
 - City Owned Property
- Proposed Vacation**
- County ROW
 - City ROW



**Proposed ROW Vacations
& City-Owned Properties**



HORTON RD 60'

**BOXWOOD
RD 60'**

THOMAS RD 60'

STUART RD 60'